

Message Text

LIMITED OFFICIAL USE

PAGE 01 STATE 095941

61

ORIGIN EB-11

INFO OCT-01 EUR-25 ADP-00 CAB-09 CIAE-00 COME-00 DODE-00

INR-10 NSAE-00 RSC-01 FAA-00 SS-15 NSC-10 SSO-00

NSCE-00 L-03 H-02 USIE-00 PRS-01 PA-03 INRE-00 /091 R

DRAFTED BY EB/ AN: RCPARR: DAP

5/18/73: EXT. 22191

APPROVED BY EB/ TT: RJWALDMANN

CAB - MR. BURCH

EUR/ CE - MR. BEIGEL

EB/ AN - MR. STYLES

----- 105000

O 182135 Z MAY 73

FM SECSTATE WASHDC

TO AMEMBASSY BRUSSELS IMMEDIATE

LIMITED OFFICIAL USE STATE 095941

E. O. 11652: N/ A

TAGS: ETRN, BE

SUBJECT: CIVAIR - CONSULTATIONS

REF: BRUSSELS 2773

1. FOLLOWING IS TEXT OF BELGIAN NOTE DELIVERED MAY 18 BY
DEHENNIN OF BELGIAN EMBASSY TO DEPUTY ASSISTANT SECRETARY
OF STATE WALDMANN.

QUOTE:

THE BELGIAN EMBASSY PRESENTS ITS COMPLIMENTS TO THE DEPART-
MENT OF STATE AND HAS THE HONOR TO INFORM THE DEPARTMENT
OF THE FOLLOWING.

THE BELGIAN GOVERNMENT REGRET THAT REPEATEDLY THREATENING
HINTS HAVE BEEN MADE BY UNITED STATES AUTHORITIES WITH
REGARD TO THE APPLICATION OF PART 213 OF THE ECONOMIC RE-
GULATIONS OF THE " CIVIL AERONAUTICS BOARD". THE BEL-
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 STATE 095941

GIAN GOVERNMENT ARE OF THE OPINION THAT, FOR REASONS OF PRINCIPLE, THEY CANNOT ENGAGE IN CONSULTATIONS UNLESS THIS THREAT OF UNILATERAL ACTION IS REMOVED BEFORE THE DEBATE.

THE BELGIAN GOVERNMENT, HOWEVER, APPRECIATE THAT THE AMERICAN AUTHORITIES ARE EQUALLY DESIROUS OF COMMENCING THE CONSULTATIONS AS SOON AS POSSIBLE.

WITH THE PERSPECTIVE OF THESE CONSULTATIONS SOON TO BE HELD, THE BELGIAN GOVERNMENT, IN A CONSTRUCTIVE MANNER, WOULD AGREE TO EXTEND THE AUTHORITY FOR A LIMITED PERIOD, FROM MAY 20 THROUGH OCTOBER 28, 1973, TO PAN AMERICAN WORLD AIRWAYS, INC., FOR THE ROUTE NEW YORK - BRUSSELS TO WARSAW AND MOSCOW AND VICE VERSA ACCORDING TO THE PROGRAM OUTLINED IN PAN AMERICAN'S LETTER OF FEBRUARY 5, 1973, ON THE UNDERSTANDING:

A. THAT THE TEMPORARY AUTHORIZATION IS GIVEN WITHOUT ANY RELATION TO THE AIR AGREEMENT, AND DOES NOT IMPLY ANY RECOGNITION OF THE AMERICAN INTERPRETATION OF THAT AGREEMENT;

B. THAT RIGHTS OF THE FIFTH FREEDOM ARE EXCLUDED BETWEEN BRUSSELS - WARSAW AND VICE VERSA AND BRUSSELS - MOSCOW AND VICE VERSA.

THE BELGIAN GOVERNMENT CONSIDER THE ABOVE PROPOSAL AS THE MAXIMUM POSSIBLE CONCESSION AND PRELIMINARY TO THE CONSULTATIONS ENVISAGED.

IF THE ABOVE IS AGREED TO IN WRITING BY THE AMERICAN AUTHORITIES, THE BELGIAN GOVERNMENT WOULD APPRECIATE BEING INFORMED IMMEDIATELY AS TO THE DATE AND PLACE PROPOSED FOR THE CONSULTATIONS.

END QUOTE.

2. WALDMANN EXPRESSED TO DEHENNIN USG DISAPPOINTMENT THAT GOB DID NOT APPROVE PAN AM SCHEDULE IN ENTIRETY, BUT NONETHELESS WELCOMED GOB WILLINGNESS TO FIRST MEET PRACTICAL NEEDS OF MOMENT AND THEN PROCEED TO SEEK SOLUTION TO BASIC ISSUE. WALDMANN STATED USG IS PREPARED CONSULT IN WASHINGTON DURING WEEK BEGINNING MAY 21, BUT POINTED OUT LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 03 STATE 095941

THAT IN REGARD BASIC ISSUE OF RIGHTS AVAILABLE UNDER AGREEMENT, USG DOES NOT BELIEVE GOB IS JUSTIFIED IN LIMITING FIFTH FREEDOM RIGHTS BEYOND BRUSSELS; HE THEREFORE INFORMED DEHENNIN THAT USG RESERVES ITS POSITION ON THIS MATTER. WALDMANN ALSO STATED THAT IN ACCORDANCE BELGIAN NOTE OF MAY 16, CONSULTATIONS MUST BE LIMITED TO QUESTION OF APPLICATION OF PROVISIONS OF ANNEX TO

AGREEMENT. DEHENNIN AGREED REPORT BACK NEXT WEEK.

3. EMBASSY MAY INFORM FONOFF THAT WALDMANN WILL CHAIR US DELEGATION AND THAT THE DEPARTMENT WILL DELIVER FORMAL NOTE MAY 21 AGREEING TO PROMPT CONSULTATIONS. EMBASSY SHOULD ALSO INFORM BELGIAN CIVAIR AUTHORITIES THAT, ON BASIS, FOREGOING ASSURANCES, PAN AM INTENDS INITIATE OPERATIONS MAY 20. RUSH

LIMITED OFFICIAL USE
NMAFVVZCZ

*** Current Handling Restrictions *** n/a

*** Current Classification *** LIMITED OFFICIAL USE

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Draft Date: 18 MAY 1973
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: morefirh
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1973STATE095941
Document Source: CORE
Document Unique ID: 00
Drafter: RCPARR: DAP
Enclosure: n/a
Executive Order: n/a
Errors: n/a
Film Number: n/a
From: SECSTATE WASHDC
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1973/newtext/t19730549/aaaajlsc.tel
Line Count: 125
Locator: TEXT ON-LINE
Office: ORIGIN EB
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators:
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 73 BRUSSELS 2773
Review Action: RELEASED, APPROVED
Review Authority: morefirh
Review Comment: n/a
Review Content Flags:
Review Date: 20 SEP 2001
Review Event:
Review Exemptions: n/a
Review History: RELEASED <20-Sep-2001 by freemaal>; APPROVED <22-Oct-2001 by morefirh>
Review Markings:

Declassified/Released
US Department of State
EO Systematic Review
30 JUN 2005

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: <DBA CORRECTED> mcm 980223
Subject: CIVAIR - CONSULTATIONS
TAGS: ETRN, BE, ETRN
To: BRUSSELS
Type: TE
Markings: Declassified/Released US Department of State EO Systematic Review 30 JUN 2005